

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

In re:

GRUPO AEROMEXICO, S.A.B. de C.V., *et al.*,  
  
Debtors.

**Chapter 11**

**Case No. 20-11563 (JPM)**

(Jointly Administered)

INVICTUS GLOBAL MANAGEMENT LLC,  
  
Plaintiff,

Case No. 22-01122 (JPM)

- against -

MONOMOY CAPITAL PARTNERS LLC,  
and SINDICATO NACIONAL DE  
TRABAJADORES AL SERVICIO DE LAS  
LÍNEAS AÉREAS, TRANSPORTES,  
SERVICIOS, SIMILARES, Y CONEXOS,  
  
Defendants.

**NOTICE OF MOTION TO DISMISS**

PLEASE TAKE NOTICE THAT, upon the accompanying Memorandum of Law in Support of its Motion to Dismiss Plaintiff's Complaint, the accompanying declaration of A.J. Monaco, and the exhibit thereto, and all prior pleadings and proceedings herein, Defendant Monomoy Capital Partners LLC ("Monomoy") respectfully moves this Court for an Order dismissing the Complaint of Plaintiff Invictus Global Management LLC pursuant to Federal Rule of Civil Procedure 12(b)(6), as made applicable to this adversary proceeding pursuant to Federal Rule of Bankruptcy Procedure 7012 (the "Motion").

PLEASE TAKE FURTHER NOTICE THAT, the briefing schedule for the Motion is governed by the Court's September 8, 2022 Stipulation and Order.

Dated: September 29, 2022

**MONOMOY CAPITAL PARTNERS  
LLC,**

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